

1 JEFFREY B. COOPERSMITH (SBN 252819)  
2 WALTER F. BROWN (SBN 130248)  
3 MELINDA HAAG (SBN 132612)  
4 RANDALL S. LUSKEY (SBN 240915)  
5 STEPHEN A. CAZARES (SBN 201864)

6 ORRICK, HERRINGTON & SUTCLIFFE LLP  
7 The Orrick Building  
8 405 Howard Street  
9 San Francisco, CA 94105-2669  
10 Telephone: +1-415-773-5700  
11 Facsimile: +1-415-773-5759

12 Email: jcoopersmith@orrick.com; wbrown@orrick.com;  
13 mhaag@orrick.com; rluskey@orrick.com;  
14 scazares@orrick.com

15  
16 Attorneys for Defendant  
17 RAMESH "SUNNY" BALWANI

18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

16 UNITED STATES OF AMERICA,

Case No. CR-18-00258-EJD

17 Plaintiff,

**DEFENDANT RAMESH "SUNNY"  
BALWANI'S JOINDER IN MS.  
HOLMES' MOTION TO DISMISS AS  
DUPLICITOUS COUNTS ONE AND  
THREE THROUGH EIGHT OF THE  
SECOND AND THIRD SUPERSEDING  
INDICTMENTS**

18 v.

19 ELIZABETH HOLMES and RAMESH  
20 "SUNNY" BALWANI,

Defendants.

Date: October 6, 2020  
Time: 10:00 a.m.  
CTRM: 4, 5th Floor

Hon. Edward J. Davila

Defendant Ramesh Balwani joins in the Motion to Dismiss as Duplicitous Counts One and Three Through Eight of the Second and Third Superseding Indictments filed by Defendant Elizabeth Holmes (Dkt. No. 497).

DEFENDANT'S JOINDER IN MOTION

CASE NO. CR-18-00258-EJD

1 DATED: August 28, 2020

Respectfully submitted,

2 ORRICK HERRINGTON & SUTCLIFFE LLP

3  
4 By: /s/ Jeffrey B. Coopersmith  
Jeffrey B. Coopersmith

5 Attorney for Defendant  
6 RAMESH BALWANI

7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DEFENDANT'S JOINDER IN MOTION  
CASE NO. CR-18-00258-EJD-SVK